

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|---------------------------|---|----------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 4:13CR3115-2 |
| |) | |
| v. |) | |
| |) | |
| JUSTIN LEE ORSTAD, |) | MEMORANDUM AND ORDER |
| |) | |
| Defendant. |) | |
| _____ |) | |

The defendant has not shown a fair and just reason for withdrawing his guilty plea under Federal Rule of Criminal Procedure 11(d)(2)(B).¹ Therefore,

IT IS ORDERED that the defendant's Motion to Withdraw Guilty Plea (filing no. 162) is denied.

DATED this 14th day of July, 2014.

BY THE COURT:

Richard G. Kopf
Senior United States District Judge

¹I have not yet accepted the plea agreement. That may or may not provide the defendant with an avenue for relief regarding his desire to attack the gun enhancement.